

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Revision Petitions – Prakasam District - Revision Petition filed by Sri Chitithoti Vandnam against the Proceedings in D.Dis.No. E3/4625/2003, dated:11-03-2005 of the Joint Collector & Additional District Magistrate, Prakasam District, Ongole – Revision Petition dismissed as withdrawn – Orders – Issued.

REVENUE (ASSIGNMENTS.VI) DEPARTMENT

G.O.Ms.No. 298

Dated:07-05-2012
Read the following:

1. Revision Petition filed by Sri Chitithoti Vandnam, Prakasam District, dated: 24-03-2005.
2. Government Memo.No.18405/Assn.VI/2005-1, dated: 25-04-2005.
3. From the Special Chief Secretary & Chief Commissioner of Land Administration, AP, Hyderabad, Lr.No. BCW1/233/2005, dated:24-08-2006.
4. Government Memo.No.18405/Assn.VI/2005-3, dated: 08-09-2006 and subsequent Memos. dated:19-09-2006, 10-10-2006, 08-12-2006, 18-12-2006, 04-01-2007, 30-08-2007, 12-09-2007, 26-09-2007, 18-10-2007, 23-05-2008, 23-07-2008, 12-02-2009, 28-03-2009 and 02-05-2009.
5. Representation of Sri Chitithoti Vandnam, dated:Nil, received on 10-11-2010.
6. Memo filed by Sri Chitithoti Vandnam, dated:10-11-2011.
7. Notarized Affidavit filed by Sri Chitithoti Vandnam dated:25-02-2012 on Non-Judicial Stamp Paper.
8. Government Memo.No.18405/Assn.VI(1)/2005-18, dated: 10-04-2012.

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ORDER:

In the reference 1st read above Sri Chitithoti Vandnam, S/o Yellamanda, resident of Ongole Town and Mandal, Prakasam District, has filed a Revision Petition before the Government under Section 4-B of A.P.Assigned Lands (POT) Act, 1977, against the orders passed by the Joint Collector, Prakasam vide Proceedings No.D.Dis.No.E3/4625/2003, dated: 11-03-2005, relating to house site in Sy.No.52/4, Plot NO.26, extent Ac.0.03 cents in Annavarappadu Village of Ongole Mandal.

2. Originally Smt.Kota Atchamma, D/o Lakshmi Narsu was granted a house site in Sy.No.52/4, Plot No.26, Ac.0.03 cents in the year 1977. She was residing in the said plot by constructing a small building, since grant. She has taken loan from a financier at Ongole. When she was unable to pay the amount within the scheduled time, the finance company is reported to have taken possession of her house due to non-repayment of debt. During enquiry one Sri Chitithoti Vandnam stated that he has purchased the building of Smt.Kota Atchamma with an agreement that the cost of the building will be paid to the financier on behalf of Smt.Kota Atchamma. Further the financier has got the D.K.Patta changed in favour of Chitithoti Vandnam through the Mandal Revenue Officer, Ongole, which was granted to her in the year 1977.

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3. Smt.Kota Atchamma filed an appeal before the Revenue Divisional Officer, Ongole on 08-11-2002 against the cancellation of the patta granted to her in 1977 and granting the same in favour of Chitithoti Vandnam. The Revenue Divisional Officer, Ongole disposed the appeal in his Lr.No.D.Dis.C/1801/2002, dated:10-07-2003 allowing the appeal filed by Smt.Kota Atchamma.

4. Against the above orders of the Revenue Divisional Officer, Sri Chitithoti Vandnam filed an appeal before the Joint Collector, Ongole. The Joint Collector, Ongole, after examining the case in detail has stated that he has not found any reason to interfere with the orders passed by the Revenue Divisional Officer, Ongole in his Lr.No.D.Dis.C/1801/2002, dated: 10-07-2003 cancelling the orders of the Mandal Revenue Officer, Ongole issued vide Lr.Rc.B/1083/97, dated: 20-06-1997. Accordingly the appeal is dismissed by the Joint Collector & Additional District Magistrate, Prakasam District, Ongole, vide Lr.No.D.Dis.No. E3/4625/2003, dated: 11-03-2005.

5. Aggrieved by the above orders dated: 11-03-2005 of the Joint Collector & Additional District Magistrate, Prakasam District, Sri Chitithoti Vandnam has filed the present Revision Petition before the Government on certain grounds. The petitioner has made Smt.Kota Atchamma as 3rd Respondent along with the official respondents.

6. The Revision Petition has been examined by Government and in order to dispose off the Revision Petition several hearings were held and finally a hearing was held on 02-05-2012. The Counsel for the Revision Petitioner was present for the hearing. The Respondent (Legal heir) was also present. The Counsel for the Revision Petitioner has filed an Affidavit and requested that he may be permitted to withdraw his Revision Petition. On his request, he is permitted to withdraw the Revision Petition and accordingly the case is dismissed as withdrawn with a direction that the Proceedings of the Joint Collector & Additional District Magistrate, Prakasam District, in D.Dis.No.E3/4625/2003, dated: 11-03-2005 shall be implemented.

7. The records received in the reference 3rd read above is returned herewith to the Collector & District Magistrate, Prakasam District with a request to acknowledge the receipt of the same.

8. The Collector & District Magistrate, Prakasam District shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Collector & District Magistrate,
Prakasam District. Ongole. (w.e. records) (by RPAD)
Sri Chitithoti Vandnam, S/o Sri Yellamanda,
R/o 4th lane, Annavarapadu Colony, Ongole.
Through The Tahsildar, Ongole. (by RPAD)
Kota Atchamma, represented by her legal heir
Sri Kota Malakondaiah, R/o Tangutur, Prakasam Dist.
Through The Tahsildar, Ongole. (by RPAD)

Copy to:
The Joint Collector & Additional District Magistrate,
Prakasam District. Ongole. (by RPAD)

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The Revenue Divisional Officer, Ongole. (by RPAD)
The Tahsildar, Ongole. (by RPAD)
Sri Prabhala Rajasekhar, Sri R.Gopi Mohan,
& A.B.Jyotsna, Advocates,
2-2-48/4/21, Indraprasta Colony,
Near Ahobil matt, Amberpet, Hyderabad.(by RPAD)
Sri M.Venkateswara Reddy &
Sri A.Sudhakara Rao, Advocates,
Court Street, Golden Town, Ongole-2. (by RPAD)
Sri Kurra Srinivas, Advocate,
16-2-752/K/84/B, Opp.Sivaganga Theatre,
Sairam Colony, Saidabad, Hyderabad. (by RPAD)

Sf/Sc

// forwarded by order //

SECTION OFFICER